

UNITED STATES DISTRICT COURT
for the
DISTRICT OF MASSACHUSETTS

CENTRO PRESENTE, ET AL.

Plaintiff

v.

Civil Action No.:
1:18-CV-10340-DJC

DONALD J. TRUMP, ET AL.

Defendant

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)*

Kirstjen M. Nielsen, Secretary of the United States Department of Homeland Security
U.S. Department of Homeland Security
245 Murray Lane, SW
Washington, D.C. 20528-0075

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Oren M. Sellstrom
Lawyers' Committee for Civil Rights and Economic Justice
61 Battery March Street, 5th Floor
Boston, MA 02110

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

ROBERT M. FARRELL

CLERK OF COURT

/s/ – Matthew McKillop

Signature of Clerk or Deputy Clerk



ISSUED ON 2018-02-22 11:21:57.0, Clerk USDC DMA

Civil Action No.: **1:18-CV-10340-DJC**

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for (name of individual and title, if any) _____
was received by me on (date)_____.

- ☐ I personally served the summons on the individual at (place)_____
_____ on (date)_____ ; or
- ☐ I left the summons at the individual's residence or usual place of abode with (name)_____
_____, a person of suitable age and discretion who resides there,
on (date) _____ , and mailed a copy to the individual's last known address; or
- ☐ I served the summons on (name of individual)_____, who is
designated by law to accept service of process on behalf of (name of organization)_____
_____ on (date) _____ ; or
- ☐ I returned the summons unexecuted because_____ ; or
- ☐ Other (specify) :

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____.

I declare under penalty of perjury that this information is true.

Date

****Please see attached Declaration****

Server's Signature

Printed name and title

Server's Address

Additional information regarding attempted service, etc:

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

CENTRO PRESENTE, a membership
organization; JUAN CARLOS VIDAL; ANNE
CHRISTINE NICOLAS; CHRIS JEAN
BAPTISTE; MERCEDES MATA; CAROLINA
MATA; WILL ARIAS; JUAN AMAYA; and
MARIA GUERRA,

Plaintiffs,

v.

DONALD J. TRUMP, President of the United
States in his official capacity; UNITED STATES
DEPARTMENT OF HOMELAND SECURITY;
KIRSTJEN NIELSEN, Secretary of the
Department of Homeland Security in her official
capacity; and, ELAINE COSTANZO DUKE,
Deputy Secretary of the Department of Homeland
Security in her official capacity,

Defendants.

Civil Action No. 1:18-cv-10340

**DECLARATION OF SERVICE OF ALLISON S. ERCOLANO REGARDING
DEFENDANT KIRSTJEN M. NIELSEN, SECRETARY OF THE UNITED STATES
DEPARTMENT OF HOMELAND SECURITY**

I, Allison S. Ercolano, hereby declare:

1. Pursuant to Federal Rules of Civil Procedure 4(i)(2), on March 5, 2018, I caused a copy of the following documents to be mailed by certified mail, Article No. 9414 7266 9904 2077 7194 91, to the Honorable Kirstjen M. Nielsen, Secretary of the United States Department of Homeland Security, 245 Murray Lane SW, Washington, D.C. 20528-0075:
 - a. Service Cover Letter addressed to Kirstjen M. Nielsen, Secretary of the United States Department of Homeland Security;
 - b. Summons directed to Kirstjen M. Nielsen, Secretary of the United States Department of Homeland Security;

- c. Complaint filed by Centro Presente, et al. against Donald J. Trump, President of the United States, United States Department of Homeland Security, Kirstjen Nielsen, Secretary of the United States Department of Homeland Security, and Elaine C. Duke, Deputy Secretary of the Department of Homeland Security [ECF No. 1];
 - d. Notice of Appearance of Oren Nimni on behalf of Plaintiffs [ECF 2];
 - e. Motion for Admission *Pro Hac Vice* of Iván Espinoza-Madrigal and Affidavit of Iván Espinoza-Madrigal on behalf of Plaintiffs [ECF 5, 5-1];
 - f. Notice of Appearance of Eric J. Marandett on behalf of Plaintiffs [ECF 6];
 - g. Notice of Appearance of Carlos Perez-Albuerne on behalf of Plaintiffs [ECF 7];
 - h. Notice of Appearance of Kevin P. O’Keefe on behalf of Plaintiffs [ECF 8]; and
 - i. Notice of Appearance of Xing-Yin Ni on behalf of Plaintiffs [ECF 9].
2. Attached as **Exhibit A** is a true and correct copy of the receipt for certified mail pertaining to Article No. 9414 7266 9904 2077 7194 91.
3. Attached as **Exhibit B** is a true and correct copy of the tracking sheet pertaining to Article No. 9414 7266 9904 2077 7194 91, evidencing delivery on March 9, 2018. As of this date, the return receipt (“green card”) has not been received.

I declare under the penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed on: March 30, 2018


Allison S. Ercolano

Exhibit A

9414 7266 9904 2077 7194 91

TO: The Hon. Kirstjen M. Nielsen
Secretary of Homeland Security
U.S. Dept. of Homeland Security
245 Murray Lane, SW
Washington, DC 20528-0075

SENDER: Allison Ercolano

REFERENCE: 0998664-0001
Centro Presente et al., v.
Trump, et al.

PS Form 3800, January 2005

RETURN
RECEIPT
SERVICE

Postage
Certified Fee
Return Receipt Fee
Restricted Delivery
Total Postage & Fees



USPS®
Receipt for
Certified Mail®
No Insurance Coverage Provided
Do Not Use for International Mail

POSTMARK OR DATE

Exhibit B

USPS Tracking®**FAQs >** (<http://faq.usps.com/?articleId=220900>)**Track Another Package +****Tracking Number:** 9414726699042077719491

Remove X

Expected Delivery on**FRIDAY****9** MARCH 2018 ⓘ by **8:00pm** ⓘ **Delivered**March 9, 2018 at 10:54 am
Delivered, To Agent
WASHINGTON, DC 20528**Get Updates** ▼

Text & Email Updates

Tracking History

Product Information

See Less ^**Can't find what you're looking for?**
How can I help you?

Go to our FAQs section to find answers to your tracking questions.